IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

WP(C).No. 34205 of 2006(V)

PETITIONER:
---

1. P.K. MADHU, PADINJAREKUTTY,
PUTHUVYPE P.O., SOUTH PUTHUVYPE-682 508.

2. K.D. PRAJANAN, KODIKKAL VEEDU,
PUTHUVYPE P.O., SOUTH PUTHUVYPE-682 508.

BY ADV. SRI.N.NAGARESH
SRI.BINU PAUL

RESPONDENTS:
---

1. DISTRICT LABOUR OFFICER,
ERNAKULAM, CIVIL STATION, KAKKANAD,
KOCHI-682 030.

2. REGIONAL JOINT LABOUR COMMISSIONER
APPELLATE AUTHORITY UNDER THE KERALA
HEADLOAD WORKERS ACT, CIVIL STATION,
KAKKANAD, KOCHI-682 030.

3. DISTRICT COLLECTOR, ERNAKULAM.

4. STATE OF KERALA, REPRESENTED BY
ITS SECRETARY, LABOUR DEPARTMENT,
THIRUVANANTHAPURAM.

5. KERALA HEADLOAD WORKERS WELFARE BOARD,
REPRESENED BY ITS CHAIRMAN,
FLOWER JUNCTION, T.D. ROAD, ERNAKULAM.

6. SECRETARY, HEADLOAD AND GENERAL
WORKERS UNION (CITU), NEAR TOWN HALL,
ERNAKULAM.

7. SECRETARY, KOCHI THURAMUKHA
THOZHILALI UNION (CITU),

WILLINGDON ISLAND, KOCHI-682 003.

8. SECRETARY, JILLA TRANSPORT AND
GENERAL WORKERS UNION (INTUC),
NEAR MARKET ROAD, ERNAKULAM.

9. JILLA SECRETARY,
BHARATHEEYA MAZDOOR SANGH (BMS)
I.S. PRESS ROAD, ERNAKULAM-18.

10. PRESIDENT, TRADE UNION CENTER
OF INDIA (TUCI), HEADLOAD AND GENERAL
WORKERS UNION, PUTHUVYPE.

11. JILLA SECRETARY, KERALA SWATHANTHRA
MALSYA THOZHILALI FEDERATION,
ERNAKULAM.

12. SECRETARY, THEERADESA MALSYA THOZHILALI
UNION, PUTHUVYPE.

ADDL.R13: NARAYANAN, AGED 42, S/O. CHANDRAN, THUNDATHIL HOUSE, MURIKKUMPADAM, PUTHUVYPPU.

14: ABDUL MAJEED, AGED 38, ELAMTHURUTHIL HOUSE, SOUTH PUTHUVYPPU, VYPPIN.

15. SABU, KUNNUKUZHIYIL HOUSE, SOUTH PUTHUVYPPU, VYPIN.

16. C.P. BABU, AGED 44, S/O. PAPPUNNI, CHULLIPARAMBIL HOUSE, DO.

17. MADHU .S., AGED 35, S/O. SADANANDAN, MANAKKAL HOUSE, TOPIL, DO.

18. SUMESH, AGED 28, S/O. CLEETUS, CANSIS HOUSE, DO.

19. SHYLESH K.F., AGED 28, S/O. FRANCIS, KALLARAKKAL HOUSE, DO.

20. KUNJAPPAN, AGED 40, S/O. KESAVAN, CHAKKALATHRA HOUSE, DO.

21. M.V. JAYAN, S/O. MOHANAN, VETTATHIPARAMBU HOUSE, DO.

22. XAVIER A.J., AGED 24, AKKAPARAMBIL HOUSE, DO.

23. RAJU V.V., S/O. MOHANAN, VALARKODY HOUSE, DO.

12. T.B. MINI, W/O. RAJEEV, AGED 37, DIST. SECRETARY, KERALA HEADLOAD AND GENERAL WORKERS UNION (TUCI), MARUTHI VILAS, C.S. ROAD, ERNAKULAM,.

(ADDL. R13 TO 24 IMPLEADED AS PER ORDER ON IA 2027/07 DATED 23.2.2007)

R1 TO R4 BY G.P. SHRI P.A. SALIM
R11 & R12 BY ADV. SRI.P.B.SAHASRANAMAN
SRI.K.JAGADEESH
SRI.T.S.HARIKUMAR
R10 BY ADV. SRI.K.S.MADHUSOODANAN
SRI.T.N.SURESH
SRI.T.A.SHAJI
SMT.T.V.NEEMA

SMT.RAGAM.S.MOHAN
SRI.RENIL ANTO KANDAMKULATHY,SC,KHLWWB
R13 TO R24 BY ADV. SRI.P.SHAIJAN JOSEPH

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/02/2007, ALONG WITH WPC NO. 642 OF 2007 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WPC 34205/2006

EXT.P1-TRUE COPY OF IDENTITY CARDS GRANTING REGISTRATION TO THE PETITIONERS UNDER RULE 26a(3) OF THE KERALA HEADLOAD WORKERS RULES 1981

EXT.P2-TRUE COPY OF THE LETTER DATED 7.12.2004 OF R1

EXT.P3-TRUE COPY OF THE JUDGMENT DATED 6.3.2006 IN WPC 5646/2006 OF THIS Court

EXT.P4-TRUE COPY OF MINUTES DATED 9.8.2006 OF R3

EXT.P5-TRUE COPY OF THE ORDER DATED 12.12.2006 ISSUED BY R1

EXT.P6-TRUE COPY OF APPEAL AND STAY PETITION DATED 18.12.2006 SUBMITTED BY THE OFFICE OF R2

EXT.P7-TRUE COPY OF ORDER DATED 26.10.2006 IN IA 14639/06 IN WPC 16039/2006

RESPONDENTS' EXTS:

EXT.R10(A)-PHOTO COPY OF THE APPEAL BEFORE THE RJLC ON 22.12.2006 FILED BY THE UNION OF R10

EXT.R11(A)-TRUE COPY OF THE MINUTES OF THE MEETING HELD IN THE CHAMBER OF THE DISTRICT COLECTOR DATED 29.6.2005

EXT.R11(B)-TRUE COPY OF THE APPEAL DATED 16.1.07 BEFORE THE REGIONAL JOINT LABOUR COMMISSIONER

EXT.R13(A)-TRUE COPY OF THE JUDGMENT DATED 23.1.2007 IN WPC 1328/07 OF THIS Court.

// TRUE COPY //

J.B. Koshy & T.R. Ramachandran Nair, JJ.

**- - - -

per the Act. This should be done as expeditiously as possible, in any event, within six months from the date of receipt of a copy of this judgment.

The writ petition is disposed of with the above directions.

(J.B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

kav/